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JULY 21 2006

U.S. DISTRICT COURT  
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## UNITED STATES DISTRICT COURT

## DISTRICT OF MASSACHUSETTS

DONALD C. HUTCHINS	)	Civil Action: <b>04-30126-MAP</b>
	)	
Plaintiff	)	
v.	)	
CARDIAC SCIENCE, INC., et. al.	)	U.S. DISTRICT COURT CLERK'S OFFICE
	)	
Defendants	)	

**MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFF'S MOTION TO  
DEFINE THE DEFENDANT COMPLIANT**

The Plaintiff, Donald C. Hutchins ("Hutchins") files this memorandum to clarify the entity known as Compliant that is a Defendant in the action. The Court of Common Pleas of Cuyahoga County, Ohio has recognized the Compliant Corporation ("Compliant") in Case No. 540066 as being, "Compliant and persons related to Compliant" as disclosed in Exhibit A attached. Because the Compliant Corporation has bought Ohio Case No. 540066 into this action it is correct that this Court recognize Compliant in the identical context.

Page 2 of Exhibit A indicates that the Compliant Corporation assumed responsibility and paid all the legal fees for six different actions against Hutchins. Compliant initiated four of the six actions beginning in the year 2001 with Cuyahoga, No. 429394 and AAA Case No. 35-133-00022-01. The legal logs that accompanied Exhibit A show the legal persons consolidated with Compliant to be CPR L.P., Jon Lindseth, Steven Lindseth, Axentis, CPR Prompt L.P and County Line Limited.

Ohio Case No. 540066 is currently under appeal before the Supreme Court of Ohio as Case GEN-2006-0741 per Exhibit B attached.

The Plaintiff  
Donald C. Hutchins, Pro Se

Dated: July 21, 2006

  
1047 Longmeadow Street  
Longmeadow, Massachusetts 01106  
(413) 567-0606

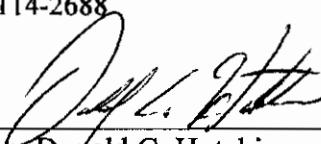
CERTIFICATE OF SERVICE

I, Donald C. Hutchins, 1047 Longmeadow Street, Longmeadow, Massachusetts 01106, hereby certify that I served a copy of the foregoing on the appropriate party by sending a copy by first class mail to:

John J. Egan, Esq., Egan, Flanagan and Cohen, P.C., 67 Market Street, Springfield, MA 91102-9035

Jeffrey J. Lauderdale, Esq., Calfee, Halter & Griswold LLP, 1400 McDonald Investment Center, 800 Superior Ave., Cleveland, OH 44114-2688

Dated: July 21, 2006

  
Donald C. Hutchins